

Docket No.: 98 P 7649 US 01
App. No.: 09/148,533

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By: 

Jeanette L. Taplin

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Lester *et al.*
Serial No: 09/148,533

Filing Date: September 4, 1998

For: AN AUTOMATED MICROPHONE
SWITCH CONTROLLED BY A CTI
COMBO

) Examiner: Harold, Jefferey F.

) Art Unit: 2644

**TERMINAL DISCLAIMER TO OBVIATE
A DOUBLE PATENTING REJECTION (37 C.F.R. 1.321(c))**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Identification of Person(s) Making This Disclaimer

I, David D. Chung, represent that I am the attorney of record.

Identity of Assignee

The assignee is Siemens Business Communication Systems, Inc. The assignment was recorded in the assignment records of the Patent and Trademark Office as Reel 9765, Frame 0863 on February 16, 1999.

06/24/2005 CCHAU1 00000078 192179 09148533

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Docket No.: 98 P 7649 US 01
App. No.: 09/148,533

Extent of Disclaimant's Interest

The extent of the interest in this invention that the disclaimant owns is in the whole of this invention.

Disclaimer

The terminal part of the statutory term of any patent granted on the above-identified application or the above-identified patent that is subject to re-examination, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173 of the patent or application forming the basis of the double patenting rejection, United States Patent No. 6,091,812, as presently shortened by any terminal disclaimer, is hereby disclaimed, except as provided below, and it is agreed that any patent so granted on the above-identified application shall be enforceable only for, and during, such period that the legal title to said patent shall be the same as the legal title to United States Patent No. 6,091,812. This agreement is to run with any patent granted on the above-identified application and to be binding upon the grantee, its successors or assigns.

In making the above disclaimer, disclaimant does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the patent or application forming the basis of the double patenting rejection, United States Patent No. 6,091,812, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. 1.321, has all claims canceled by a reexamination certificate, is reissued in any matter or is terminated prior to expiration of its full statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

Docket No.: 98 P 7649 US 01
App. No.: 09/148,533

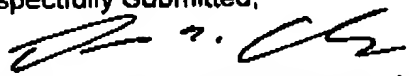
FEE PAYMENT

The Commissioner is authorized to charge Deposit Account No. 19-2179 for the amount of \$130.00. While it is believed that no additional extension of time or any other additional fees are necessary, the Commissioner is hereby authorized to grant any needed extension of time and to charge any additional fees which may be required for this Terminal Disclaimer, or credit any overpayment to Deposit Account No. 19-2179.

PLEASE MAIL CORRESPONDENCE TO:

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Attn: Elsa Keller, Legal Administrator
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Iselin, NJ 08830

Respectfully Submitted,


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Date: 22 June 05